

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Attorney Docket No.: PATENT 20375-004010

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

On April 14, 2003

TOWNSEND and TOWNSEND and CREW LLP

By: Sara B. McPeak

Sara B. McPeak

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Keith W. Diveley

Application No.: 09/990,702

Filed: November 9, 2001

For: ELECTRONIC IDENTIFIER  
PAYMENT SYSTEM AND METHODS

Examiner: Unassigned

Art Unit: 2161

SUPPLEMENTAL INFORMATION  
DISCLOSURE STATEMENT UNDER 37  
CFR §1.97 and §1.98

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RECEIVED**

APR 22 2003

**GROUP 3600**

Sir:

The references cited on attached form PTO/SB/08A are being called to the attention of the Examiner. Copies of the references are enclosed. It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

Also enclosed is a copy of the Search/Examination report corresponding to a related PCT application.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

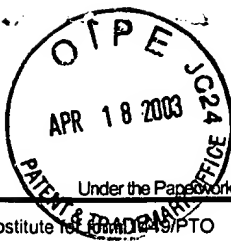
Applicant believes that no fee is required for submission of this statement. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,



Douglas M. Hamilton  
Reg. No. 47,629

TOWNSEND and TOWNSEND and CREW LLP  
Two Embarcadero Center, 8<sup>th</sup> Floor  
San Francisco, California 94111-3834  
Tel: 303-571-4000  
Fax: 303-571-4321  
DMH:sbm  
DE 7101037 v1



PTO/SB/08A (04-03)

Approved for use through 04/30/2003. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for Form PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Page 1 of 1

Complete if Known

Application Number 09/990,702

Filing Date November 9, 2001

First Named Inventor Keith W. Diveley

Art Unit 2161

Examiner Name Unassigned

Attorney Docket Number 20375-004010

**U.S. PATENT DOCUMENTS**

| Examiner | Cite No. <sup>1</sup> | Document Number                          | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |
|----------|-----------------------|--|--------------------------------|--|---|
|          |                       | Number Kind Code <sup>2</sup> (if known) |                                |  |   |
|          | AA                    | US-6,047,268                             | 04-04-2000                     | Paul D. Bartoli et al.                             |   |
|          | AB                    | US-2001/0032878 A1                       | 10-25-2001                     | Yiannis S. Tsiounis et al.                         |   |
|          | AC                    | US-2002/0016769 A1                       | 02-07-2002                     | Ellen Barbara et al.                               |   |
|          | AD                    | US-2002/0032653 A1                       | 03-14-2002                     | Daniel Schutzer                                    |   |
|          | AE                    | US-                                      |                                |  |   |
|          | AF                    | US-                                      |                                |  |   |
|          | AG                    | US-                                      |                                |  |   |
|          | AH                    | US-                                      |                                |  |   |
|          | AI                    | US-                                      |                                |  |   |
|          | AJ                    | US-                                      |                                |  |   |
|          | AK                    | US-                                      |                                |  |   |
|          | AL                    | US-                                      |                                |  |   |
|          | AM                    | US-                                      |                                |  |   |
|          | AN                    | US-                                      |                                |  |   |
|          | AO                    | US-                                      |                                |  |   |
|          | AP                    | US-                                      |                                |  |   |
|          | AQ                    | US-                                      |                                |  |   |
|          | AR                    | US-                                      |                                |  |   |
|          | AS                    | US-                                      |                                |  |   |
|          | AT                    | US-                                      |                                |  |   |

**RECEIVED**

APR 22 2003

**GROUP 3600****FOREIGN PATENT DOCUMENTS**

| Examiner<br>Initials* | Cite<br>No. <sup>1</sup> | Foreign Patent Document   |                     |                                   | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited<br>Document | Pages, Columns, Lines,<br>Where Relevant<br>Passages or Relevant<br>Figures Appear | T <sup>6</sup>           |
|-----------------------|--------------------------|---------------------------|---------------------|-----------------------------------|--------------------------------|---|--|--------------------------|
|                       |                          | Country Code <sup>3</sup> | Number <sup>4</sup> | Kind Code <sup>5</sup> (if known) |                                |   |  |                          |
|                       | AU                       | PCT                       | WO<br>01/33522      | A1                                | 05-10-2001                     | David Armes et al.                                    |  | <input type="checkbox"/> |
|                       | AV                       |                           |                     |                                   |                                |   |  | <input type="checkbox"/> |
|                       | AW                       |                           |                     |                                   |                                |   |  | <input type="checkbox"/> |
|                       | AX                       |                           |                     |                                   |                                |   |  | <input type="checkbox"/> |
|                       | AY                       |                           |                     |                                   |                                |   |  | <input type="checkbox"/> |
|                       | AZ                       |                           |                     |                                   |                                |   |  | <input type="checkbox"/> |
|                       | BA                       |                           |                     |                                   |                                |   |  | <input type="checkbox"/> |
|                       | BB                       |                           |                     |                                   |                                |   |  | <input type="checkbox"/> |

Examiner  
SignatureDate  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Kind Codes of U.S. Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.